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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/767,668	01/29/2004	Julian S. Crawford	033583.00007	5426
7590 10-12/2004			EXAMINER	
McNair Law Firm, P.A. P.O. Box 10827 Greenville, SC 29603			EDWARDS, NEWTON O	
			ART UNIT	PAPER NUMBER
			1774	
DATE MAILED: 10/12/2004				

Please find below and/or attached an Office communication concerning this application or proceeding.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER

ART UNIT	PAPER
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Commissioner for Patents

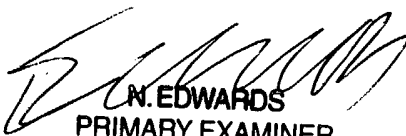
Nonresponsive Action.

N Edwards
Primay Examiner
Art Unit: 1774

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1. The reply filed on 9/14/04 is not fully responsive to the prior Office Action because: Applicant failed to comply with the election of species requirement set forth for claims 2 and 3. Select a specie for claim 2 and a specie for claim 3. In order to be entitled to reconsideration or further examination, the applicant must reply to the Office action or face abandonment of this case MPEP 714.02 B. Note MPEP 818 defines what an election is, it does not say applicant should not respond to an election of species requirement. Since the period for reply set forth in the prior Office action has expired, this application will become abandoned unless applicant corrects the deficiency and obtains an extension of time under 37 CFR 1.136(a).

The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. In no case may an applicant reply outside the SIX (6) MONTH statutory period or obtain an extension for more than FIVE (5) MONTHS beyond the date for reply set forth in an Office action. A fully responsive reply must be timely filed to avoid abandonment of this application.


N. EDWARDS
PRIMARY EXAMINER